

826 Rec'd PCT/PTO 16 JUL 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: SMITH, et al.
Serial No.: 09/744,129
Filed: January 19, 2001
Notice of Allow. Date: na



Examiner: Unknown
Group Art Unit: Unknown
Docket: 9555.109USWO
Batch No.: na

3609

Due Date: na

Title: COMPOSITION FOR ACCELERATING SEED GERMINATION AND PLANT GROWTH

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence and the paper(s), as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: , Commissioner for Patents, Washington, D.C. 20231, on July 13, 2001.

By:

Sara Fowler

Commissioner for Patents
Washington, D.C. 20231

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Supplemental Information Disclosure Statement, Form 1449, 11 Reference(s)
- ☒ Other: Copy of International Search Report; Refund Request; Copy of Preliminary Amendment; Copy of date-stamped postcard
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.
P.O. Box 2903, Minneapolis, MN 55402-0903
612.332.5300

By:

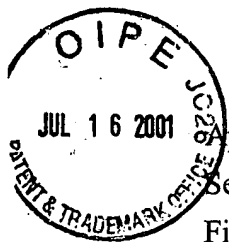
Name: Gregory A. Sebald
Reg. No.: 33,280
GAS/sef



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By: _____

Sara Fowler

REFUND REQUEST UNDER 37 C.F.R. § 1.28

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicant respectfully requests a refund pursuant to 37 C.F.R. § 1.26. In particular, Applicant was charged for the multiple dependent claim fee and excess claim fees. Applicant filed a preliminary amendment removing the multiple dependencies from the claims upon filing the application. The original application had 32 claims and the claim total was amended to 34 claims after the Preliminary Examination in the International application. Applicant canceled 6 of these claims in the Preliminary Amendment, however, added 2 additional claims, making the total 30 claims. A Filing Fee of \$520.00 was paid with the application on January 19, 2001. The amount of \$430.00 for the Basic fee and \$90.00 for 10 additional claims.

Applicant is entitled to a refund of \$135.00 for the multiple dependent fee charged in error and for \$108.00 for the excess claim fee charged in error. A copy of the

preliminary amendment is enclosed. Also enclosed is a copy of the date stamped postcard showing receipt by the Patent Office.

Applicant respectfully requests that the amount of \$243.00 be refunded.

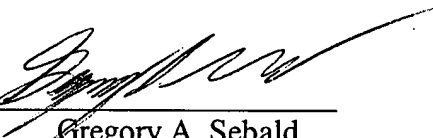
If desired, the refund may be made via the deposit account No. 13-2725 for Merchant & Gould.

Respectfully submitted,

MERCHANT & GOULD, P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903
(612) 332-5300

Dated: July 13, 2001

By



Gregory A. Sebald
Reg. No. 33,280



Receipt is hereby acknowledged for the following in the U.S. Patent and Trademark Office:

Applicant: SMITH et al.

Title: COMPOSITION FOR ACCELERATING SEED GERMINATION AND PLANT GROWTH

Docket: 9555.109USWO

Express Mail No.: EL 415941482US

Date of Deposit: January 19, 2001

- ☒ Transmittal sheet, in duplicate, containing Certificate under 37 CFR 1.10.
- ☒ National Stage PCT Patent Application: Spec. 44 pgs; 32 claims
- ☒ 1 sheets of formal drawings
- ☒ An unsigned Combined Declaration and ~~Power~~ of Attorney
- ☒ A check in the amount of \$520.00 to cover the Filing Fee
- ☒ Other: Preliminary Amendment with Abstract; Form PCT/IB/308; Form PCT/RO/101; Form PCT/ISA/220; Form PCT/ISA/210; Form PCT/IPEA/401; Form PCT/IPEA/408; Form PCT/IPEA/416; Form PCT/IPEA/210 Form PTO-1390; 5 Amended sheets under Article 19.

09/744129

Patent

GAS/vhahn

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